



U.S. Department of Justice
Office of Information Policy
Sixth Floor
441 G Street, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

Nicholas Marritz
MuckRock News
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Somerville, MA 02144
70399-57912095@requests.muckrock.com

Re: Appeal No. DOJ-AP-2019-004667
Request No. 1431412
CDT:EMY

VIA: Email

Dear Nicholas Marritz:

You appealed from the action of the Federal Bureau of Investigation on your Freedom of Information Act request for access to records concerning Carolee Schneemann. I note that your appeal concerns the adequacy of the FBI's search for records.

After carefully considering your appeal, I am affirming the FBI's action on your request. By letter dated April 26, 2019, the FBI informed you that records that might have been responsive to your request were destroyed, pursuant to the agency's record retention and disposition schedules approved by the National Archives and Records Administration.¹ Because these records were destroyed, the FBI could not determine whether they would have been responsive to your request.

Additionally, please be advised that the FBI also informed you that it found a reference to records that might be responsive to your request. These records, however, were transferred to the National Archives and Records Administration (NARA), file numbers 100-HQ-444237 and 100-NY-155897. If you have not done so already, you may wish to submit a request directly to NARA for the records you seek at the following address:

National Archives and Records Administration
Special Access and FOIA Staff
NWCTF-Room 5500
8601 Adelphi Road
College Park, MD 20740

¹ Please be advised that the FBI conducted a main file and cross-reference search for records responsive to your request.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of the FBI in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

11/6/2019

X



Christina D. Troiani, Associate Chief, for
Matthew Hurd, Acting Chief, Administrative Appe...
Signed by: CHRISTINA TROIANI